Court No.2

IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 1058/2005 (S/S)

Satish Chandra S/o Sri Sheodan Singh
At present working as B.C.G. (Bacillus Calmette-Guerin) Technician in District Tuberculosis Control Centre, Chamoli, District-Chamoli (Uttaranchal).

..... Petitioner.

Versus

1. Principal Secretary/Commissioner, U.P. Reorganization Samanyak Samiti, U.P. Shasan, Vikas, U.P. Lucknow.

2. Union of India through Secretary Karmik, Lok Shikayat Evam Pension Directorate (Karmik Evam Prakashan Vibhag), Lok Nayak Bhawan II Floor, Kalam Market, New Delhi.

3. State of Uttar Pradesh through Chief Secretary, U.P. Shasan, Lucknow.

4. Principal Secretary, Medical Health & Family Welfare, U.P. Shasan, Lucknow.

5. Director General, Medical Health and Family Welfare, Directorate, Lucknow.
6. State of Uttaranchal through Chief Secretary, Uttaranchal Shasan, Dehradun.

7. Secretary, Medical Health & Family Welfare, Uttaranchal Shasan, Dehradun.

8. Director General, Medical Health & Family Welfare, Directorate, Uttaranchal, Chandra Nagar, Dehradun.

..... Respondents.

Date: 19th November, 2005

Hon'ble P.C. Verma, J.

Sri M.C. Kandpal, learned counsel for the petitioner submitted that petitioner has been allocated

finally to the State of U.P. but he has not been relieved for the reason that in the list prepared by the Director General, Medical Health & Family Welfare, U.P. Lucknow on 24.3.2005, which was circulated amongst all the Chief Medical Officers, U.P. on 12.4.2005, the petitioner is shown as the domicile of State of Uttaranchal wrongly. The petitioner has made applications/representations to the authorities concerned on 09.5.2005 and 17.6.2005 for correction of the address in the said list and to relieve the petitioner for the State of U.P. but the same are still pending undisposed of with the respondents.

2. I have perused the documents annexed with the writ petition by the petitioner which reveal that the petitioner is domicile of State of Uttar Pradesh (District Aligarh). On 29.7.2005, the respondents prayed for and were granted four weeks' time to file counter affidavit but till date no counter affidavit has been filed by the respondents.

3. In view of the facts and circumstances of the case, the respondents/authorities are directed to dispose of the applications of the petitioner dated 09.5.2005 and 17.6.2005, contained in Annexure Nos. IX-A & IX-B respectively to the writ petition, and take a decision in the matter of relieving him for the State of U.P. within a period of two weeks from the date of production of certified copy of this order.

4. With the aforesaid observations, the petition is disposed of finally.

(P.C. Verma, J.)
19.11.2005

P.Singh